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Dated: June 23, 2005

Signature:

[Handwritten Signature]
(Kevin M. Kocun, Patent Agent)

EXPEDITED PROCEDURE

Group Art Unit: 3738

Docket No.: SPINE 3.0-455 CONT V

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Zubok et al. .

Application No.: 10/776,434

Filed: February 11, 2004

For: CERVICAL DISC REPLACEMENT

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::: Group Art Unit: 3738

::: Examiner: C. L. Miller

COMMUNICATION UNDER 37 CFR 1.116

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated February 3, 2005, finally rejecting claims 1 and 3-9, please amend the above-identified U.S. patent application as follows: